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By: **Delegate Rudolph**  
Introduced and read first time: February 13, 2004  
Assigned to: Appropriations

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A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - Community Colleges - Baccalaureate Degree Program -**  
3 **Request for Proposal**

4 FOR the purpose of requiring that a community college desiring to participate in  
5 certain baccalaureate degree programs perform certain tasks; requiring the  
6 community college's request for proposal to include certain information;  
7 authorizing a community college to submit a request for proposal to offer certain  
8 programs to certain out-of-state institutions of postsecondary education under  
9 certain circumstances; requiring the Maryland Higher Education Commission to  
10 monitor the annual performance of the program; and generally relating to  
11 proposals by community colleges to offer baccalaureate degree programs.

12 BY adding to  
13 Article - Education  
14 Section 16-108  
15 Annotated Code of Maryland  
16 (2001 Replacement Volume and 2003 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article - Education**

20 16-108.

21 (A) A COMMUNITY COLLEGE DESIRING TO PARTICIPATE IN A  
22 SITE-DETERMINED BACCALAUREATE DEGREE PROGRAM SHALL:

23 (1) IDENTIFY A BACCALAUREATE DEGREE PROGRAM THAT IS NOT  
24 CURRENTLY OFFERED IN THE REGION OF THE COMMUNITY COLLEGE BUT IS  
25 PROPOSED FOR DELIVERY AT THE COMMUNITY COLLEGE OR THE REGIONAL HIGHER  
26 EDUCATION CENTER TO MEET THE ACADEMIC AND ECONOMIC DEVELOPMENT  
27 NEEDS OF THE COMMUNITY COLLEGE;

1 (2) SEEK INPUT FROM STUDENTS, WORKFORCE DEVELOPMENT  
2 COUNCILS, AND OTHER CIVIC, EDUCATIONAL, COMMUNITY, AND BUSINESS GROUPS  
3 WHEN ASSESSING THE LOCAL EDUCATIONAL NEEDS OF THE COMMUNITY;

4 (3) DETERMINE THE NUMBER OF STUDENTS INTERESTED IN PURSUING  
5 EACH PROPOSED BACCALAUREATE DEGREE PROGRAM;

6 (4) IDENTIFY THE ENROLLMENT PATTERNS, SPECIAL  
7 CHARACTERISTICS OF THE STUDENTS, AND OTHER UNIQUE CIRCUMSTANCES THAT  
8 WOULD REQUIRE A PARTICULAR COMBINATION OF COURSES OR MODIFICATION OF  
9 COURSE OFFERINGS TO MEET THE STUDENT ENROLLMENT NEEDS; AND

10 (5) SUBMIT A REQUEST FOR A SITE-DETERMINED BACCALAUREATE  
11 DEGREE PROGRAM PROPOSAL TO A "4-YEAR INSTITUTION" OF POSTSECONDARY  
12 EDUCATION IN THE STATE.

13 (B) THE COMMUNITY COLLEGE'S REQUEST FOR PROPOSAL SHALL INCLUDE:

14 (1) A DESCRIPTION OF THE PROPOSED BACCALAUREATE DEGREE  
15 PROGRAM THAT IDENTIFIES THE UPPER LEVEL COURSES TO BE OFFERED;

16 (2) A STATEMENT EXPLAINING WHETHER THE PROPOSED  
17 BACCALAUREATE DEGREE PROGRAM IS BEING OFFERED FOR A LIMITED PERIOD OR  
18 AS AN ONGOING PROGRAM;

19 (3) AN ESTIMATE OF THE NUMBER OF STUDENTS TO BE SERVED BY THE  
20 PROPOSED BACCALAUREATE DEGREE PROGRAM; AND

21 (4) A STATEMENT ASSURING THAT THE COMMUNITY COLLEGE'S  
22 EXISTING FACILITIES ARE SUFFICIENT TO MEET THE ADDITIONAL DEMANDS FOR  
23 THE PROPOSED BACCALAUREATE DEGREE PROGRAM.

24 (C) A COMMUNITY COLLEGE MAY SUBMIT THE REQUEST FOR PROPOSAL TO  
25 OFFER A BACCALAUREATE DEGREE PROGRAM TO AN OUT-OF-STATE 4-YEAR  
26 INSTITUTION OF POSTSECONDARY EDUCATION IF NONE OF THE IN-STATE 4-YEAR  
27 INSTITUTIONS OF POSTSECONDARY EDUCATION RESPOND TO THE COMMUNITY  
28 COLLEGE'S REQUEST FOR PROPOSAL TO OFFER A BACCALAUREATE DEGREE  
29 PROGRAM.

30 (D) PRIOR TO SUBMITTING A REQUEST FOR PROPOSAL TO AN OUT-OF-STATE  
31 4-YEAR INSTITUTION OF POSTSECONDARY EDUCATION, THE COMMUNITY COLLEGE  
32 SHALL:

33 (1) VALIDATE THE ACCREDITATION AND THE PROPOSED  
34 BACCALAUREATE DEGREE PROGRAM OF THE OUT-OF-STATE 4-YEAR INSTITUTION  
35 OF POSTSECONDARY EDUCATION;

36 (2) ENTER INTO AN AGREEMENT WITH THE OUT-OF-STATE 4-YEAR  
37 POSTSECONDARY INSTITUTION SELECTED TO PROVIDE THE UPPER LEVEL COURSES  
38 IN THE PROPOSED BACCALAUREATE DEGREE PROGRAM; AND

1           (3)       SUBMIT APPROPRIATE INFORMATION TO THE MARYLAND HIGHER  
2 EDUCATION COMMISSION TO MONITOR THE ANNUAL PERFORMANCE OF THE  
3 PROGRAM.

4       (E)       THE MARYLAND HIGHER EDUCATION COMMISSION SHALL MONITOR THE  
5 ANNUAL PERFORMANCE OF THE PROGRAM.

6       (F)       AN OUT-OF-STATE 4-YEAR INSTITUTION OF POSTSECONDARY  
7 EDUCATION THAT ENTERS INTO AN AGREEMENT WITH A COMMUNITY COLLEGE IN  
8 THIS SECTION MAY OPERATE IN THE STATE WITHOUT A CERTIFICATE OF APPROVAL  
9 FROM THE MARYLAND HIGHER EDUCATION COMMISSION UNDER § 11-202 OF THIS  
10 ARTICLE.

11       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2004.